

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

THE CITY OF HUNTINGTON and
CABELL COUNTY COMMISSION,

Plaintiffs,

VS.

AMERISOURCEBERGEN DRUG
CORPORATION, et al.,

Defendants.

CIVIL ACTION NO. 3:17-01362

STIPULATED ORDER

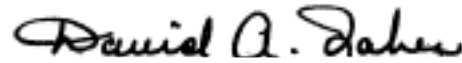
Non-party Discount Emporium, Inc. d/b/a Drug Emporium (“Drug Emporium”) and Plaintiffs the City of Huntington and Cabell County Commission (together, “Plaintiffs”) represent to the Court that they have conferred concerning Drug Emporium’s pending Motion to Quash or Modify the Trial Subpoenas of Plaintiffs, and have agreed to resolve the pending Motion by modifying the Trial Subpoenas as follows:

1. Drug Emporium will produce at trial a custodian of records to testify as to the documents identified in the Trial Subpoenas; and
2. The testimony of the custodian of records produced by Drug Emporium will be limited solely to the authentication and admission of the documents identified in the Trial Subpoenas.

The Defendants have not consented to the above agreed upon resolution.

IT IS SO ORDERED this 13th day of May, 2021.

ENTER:



David A. Faber
Senior United States District Judge

Respectfully submitted by:

THE CITY OF HUNTINGTON

/s/ Anne McGinness Kearse

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**DISCOUNT EMPORIUM INC. d/b/a
DRUG EMPORIUM**

/s/ J. Jarrod Jordan

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